

Rev. #1  
#3336

Sponsors:

Council  
President  
Griffiths

Council  
Member  
Freel

**SUBSTITUTE NO. 1 TO ORDINANCE NO. 10 - 019  
AN ORDINANCE TO AMEND CHAPTER 45 OF THE  
CITY CODE REGARDING SEWER SYSTEM UNIT  
CHARGES AND WATER RATES AND CHARGES  
AND STORM WATER RATES AND CHARGES FOR  
FISCAL YEAR 2011.**

**WHEREAS**, the Council of the City of Wilmington has enacted Chapter 45 of the Wilmington City Code, Article II of which includes provisions establishing a system of storm water rates and charges, such provisions being most recently amended by Ordinance No. 09-043; and

**WHEREAS**, the Council of the City of Wilmington has enacted Chapter 45 of the Wilmington City Code, Article II of which includes provisions regarding sewer systems and sewage disposal and the rates and charges for same the most recent being Ordinance No. 09-014; and

**WHEREAS**, the Council of the City of Wilmington has enacted various ordinances establishing a system of drinking water user charges, the most recent being Ordinance No. 09-014; and

**WHEREAS**, the Council deems it necessary and proper to increase the system of water and sewer service user charges and rates; and

**WHEREAS**, the Council deems it necessary and proper to codify the charges for use of water from fire meters.

**THE COUNCIL OF THE CITY OF WILMINGTON HEREBY**

**ORDAINS:**

**SECTION 1.** Storm water rates and charges listed under Section 45-53(d) of the City Code remain the same.

**SECTION 2.** Section 45-58 of the City Code is hereby amended by revising the date stated in the present provisions of said subsection and by stating the rates for Fiscal Year 2011 to read as follows:

**Sec. 45-58.** Unit charges for sewer service. The following unit charges for sewer service shall be effective July 1, 2010, and shall continue as stated herein until and unless amended by ordinance of City Council:

$R_{BOD}$	=	\$0.38/lb.
$R_{ss}$	=	\$0.50/lb.
$R_f$	=	\$0.53/1,000 gallons
P	=	\$0.34/1,000 gallons
T	=	\$1.05/1,000 gallons
W	=	0.75 of water rent

**SECTION 3.** Chapter 45 of the City Code is hereby amended by setting forth the rates in Section 45-175 thereof for Fiscal Year 2011 to read as follows:

**Sec. 45-175. Quarterly water rates and fire service charges.**

(a) **General water rates, excluding residential.** Charges for water service shall be composed of a quarterly facilities charge for each meter and usage charges based on rates per one thousand (1,000) gallons of actual consumption. The quarterly facilities charge for five-eighths-inch, three-fourths-inch and one-inch meters shall include a quarterly allowance of ten thousand (10,000) gallons of water. Facilities and usage charges for all accounts in each classification of customers shall be payable quarterly based on quarterly meter readings. The classification of customers, quarterly facilities charges, and usage charges shall be as follows:

Meter Size (Inches)	Quarterly Facilities Charge \$	Inside City Usage Charges (\$ per 1,000 gallons)		
		Commercial	Industrial	Apartment
5/8	44.29	5.539	4.429	5.226
3/4	49.90	5.539	4.429	5.226
1	55.39	5.539	4.429	5.226
1½	55.39	5.539	4.429	5.226
2	72.05	5.539	4.429	5.226
3	232.65	5.539	4.429	5.226
4	443.05	5.539	4.429	5.226
6	598.13	5.539	4.429	5.226
8	830.75	5.539	4.429	5.226

Meter Size (Inches)	Quarterly Facilities Charge \$	Outside City Usage Charges (\$ per 1,000 gallons)		
		Commercial	Industrial	Apartment
5/8	70.91	7.599	6.421	8.198
3/4	77.59	7.599	6.421	8.198
1	86.41	7.599	6.421	8.198
1½	81.98	7.599	6.421	8.198
2	110.77	7.599	6.421	8.198
3	376.65	7.599	6.421	8.198
4	731.09	7.599	6.421	8.198
6	974.73	7.599	6.421	8.198
8	1,385.39	7.599	6.421	8.198

(b) **General water rates, residential only.** Charges for water service shall be composed of a quarterly facilities charge for each meter and usage charges based on rates per one thousand (1,000) gallons of actual consumption. The quarterly facilities charge for five-eighths-inch, three-fourths-inch, and one-inch meters shall include a quarterly allowance of eight thousand (8,000) gallons of water. Facilities and usage charges for all accounts in each classification of customers shall be payable quarterly based on quarterly meter readings. The classification of customers, quarterly facilities charges, and usage charges shall be as follows:

Meter Size (Inches)	Quarterly Facilities Charge (i)	Inside City Residential Customers Usage Charges (per 1,000 gallons)	
		1 <sup>st</sup> Block (ii)	2 <sup>nd</sup> Block (iii)
5/8	37.64	3.640	4.548
3/4	42.44	3.640	4.548
1	47.06	3.640	4.548
1½	55.39	3.640	4.548
2	72.05	3.640	4.548
3	232.65	3.640	4.548
4	443.05	3.640	4.548
6	598.13	3.640	4.548
8	830.75	3.640	4.548

- (i) Includes a quarterly allowance of 8,000 gallons for 5/8", 3/4", and 1" metered customers.
- (ii) All usage between 8,001 gallons and 15,000 gallons per quarter for 5/8", 3/4", and 1" metered customers. All usage up to 15,000 gallons per quarter for all other meter sizes.
- (iii) All usage over 15,000 gallons per quarter.

Meter Size (Inches)	Quarterly Facilities Charge \$ (i)	Outside City Residential Customers Usage Charges (\$ per 1,000 gallons)	
		1 <sup>st</sup> Block (ii)	2 <sup>nd</sup> Block (iii)
5/8	60.25	6.588	8.232
3/4	65.91	6.588	8.232
1	73.46	6.588	8.232
1½	81.98	6.588	8.232
2	110.77	6.588	8.232
3	376.65	6.588	8.232
4	731.09	6.588	8.232
6	974.73	6.588	8.232
8	1,385.39	6.588	8.232

- (i) Includes a quarterly allowance of 8,000 gallons for 5/8", 3/4", and 1" metered customers.
- (ii) All usage between 8,001 gallons and 15,000 gallons per quarter for 5/8", 3/4", and 1" metered customers. All usage up to 15,000 gallons per quarter for all other meter sizes.
- (iii) All usage over 15,000 gallons per quarter.

**(c) Charges for Certain Elderly Homeowners.** All property owners including the disabled who are eligible for and have been granted exemptions from municipal taxation of real property in the City pursuant to the provisions of Section 44-64 of this Code shall be charged quarterly for all meters servicing exempt properties and shall pay the quarterly facilities charge of \$25.86 for the quarterly allowance of 8,000 gallons. All usage between 8,001 gallons and 15,000 gallons per quarter shall be charged at \$1.366 per 1,000 gallons. All usage above 15,000 gallons per quarter shall be charged at \$1.708 per 1,000 gallons.

**(d) General water rates, non-residential fire meters.**

Charges for water service to a fire meter shall be composed of a quarterly facilities charge for each meter and usage charges based on rates per one thousand (1,000) gallons of actual consumption.

- i. **Fire Only Meter:** The quarterly facilities charge shall be assessed for each meter as per the table shown for the non-residential Inside City and Outside City customer classes. The usage charge shall be assessed based on the rates for the Commercial customer class.
- ii. **Fire Line with Detector Check Bypass Meter:** The main flow line size shall be deemed as the meter size, not the size of the detector check bypass. The quarterly facilities charge shall be assessed for the defined meter size as per the table shown for the non-residential Inside City and Outside City customer classes. The usage charges shall be assessed based on the rates for the Commercial customer class.

**SECTION 4.** This Ordinance shall become effective as of July 1, 2010.

First Reading.....March 18, 2010  
Second Reading.....March 18, 2010  
Third Reading.....May 13, 2010

Passed by City Council, May 13, 2010

Norman D. Griffiths  
President of City Council 5/13/10

ATTEST: Traci Owens  
Acting Deputy City Clerk

Approved as to form this 10<sup>th</sup>  
day of May, 2010

[Signature]  
Sr. Assistant City Solicitor

Approved this 17<sup>th</sup> day of May, 2010

[Signature] m. Behn  
Mayor

**SYNOPSIS:** This Ordinance enacts the Water, Sewer, and Storm water Charges and Rates for Fiscal Year 2011. Water and Sewer Direct User Fees are increased 19% from FY 2010. Charges for the use of water from fire meters are codified. Storm water rates remain the same as in FY 2010, as do the unit charges listed under Sec. 45-58.